

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

FELLOWSHIP FILTERING TECHNOLOGIES,
LLC,

Plaintiff,

v.

ALIBABA.COM, INC.; ALIBABA SINGAPORE E-
COMMERCE PRIVATE LTD.; ALIBABA GROUP
HOLDING LTD.; ALIBABA.COM HONG KONG
LTD.; ALIBABA.COM LTD.; ALIBABA.COM
INVESTMENT HOLDING LTD.; ALIBABA.COM
INVESTMENT LTD.; ALIBABA (CHINA)
TECHNOLOGY CO., LTD.; TAobao HOLDING
LTD.; TAobao CHINA HOLDING LTD.; AND
TAobao (CHINA) SOFTWARE CO.,

Defendants.

Case No. 2:15-CV-2049-JRG-RSP

LEAD CASE

JURY TRIAL DEMANDED

AGREED MOTION TO TAKE EARLY DISCOVERY

COMES NOW, Plaintiff Fellowship Filtering Technologies, LLC (“Fellowship Filtering”) and Alibaba.com, Inc. (“Alibaba”), and filed this Agreed Motion to Take Early Discovery and shows the court as follows:

On February 11, 2016, Defendant Alibaba.com, Inc. filed its Motion to Dismiss For Lack of Personal Jurisdiction and Improper Venue or, in the Alternative, to Transfer, and Supporting Memorandum (Dkt. 12) (hereinafter, “Motion”). On February 15, 2016, Plaintiff requested, and Defendant Alibaba.com, Inc. has agreed to allow early discovery limited to personal jurisdiction

and venue facts raised by its Motion. On February 23, 2016, Defendant Alibaba requested, and Plaintiff has agreed to allow early discovery limited to venue facts raised in Defendant's Motion.

The parties therefore agree that, subject to approval by the Court, the parties may serve discovery limited to the jurisdictional and venue facts raised in Defendant's Motion, subject to each party's right to object to any of the discovery in whole or in part.

The parties further agree that, subject to approval by the Court, Plaintiff's opposition to Alibaba's Motion shall be due on April 6, 2016.

Dated: February 26, 2016

Respectfully submitted,

/s/ Elizabeth L. DeRieux

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*Attorneys for Plaintiff,
Fellowship Filtering Technologies, LLC*

CERTIFICATE OF CONFERENCE

I hereby certify that counsel for Plaintiff conferred with counsel for Defendants regarding the relief requested in this motion. This motion is agreed.

/s/ Elizabeth L. DeRieux
Elizabeth L. DeRieux

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this 26th day of February, 2016, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ Elizabeth L. DeRieux
Elizabeth L. DeRieux